



**CITY OF CONCORD**  
*New Hampshire's Main Street™*  
***Community Development Department***

David Cedarholm, PE  
*City Engineer*

**REPORT TO MAYOR AND THE CITY COUNCIL**

**FROM:** David Cedarholm, PE, City Engineer

**DATE:** July 17, 2018

**SUBJECT:** CIP#83 Portsmouth Street Culvert Replacement Project - Acceptance of Public Right-of-Way Easement Deed from the Society for the Protection of New Hampshire Forests

**Recommendation**

Accept this report, which recommends that the City Manager be authorized to accept a public right-of-way easement deed that is necessary for the reconstruction and installation of a public culvert under Portsmouth Street, known as CIP #83. The property impacted by the project is known as 54 Portsmouth Street, owned by the Society for the Protection of New Hampshire Forests.

**Background**

In FY2016 City Council approved funding for the design and construction of the replacement of the Portsmouth Street culvert over Mill Brook. The design was completed in 2017 and New Hampshire Department of Environmental Services Wetland permit and the Army Corps of Engineers Permit have been recently issued. Construction is scheduled to begin at the end of the summer.

**Discussion**

Prior to commencing the design phase of the project, the Society of the Protection for New Hampshire Forests (SPNHF) requested the City consider incorporating a stone pack sidewalk into the design to provide the public access from their existing parking lot located east of the new culvert to a series of trail heads on the west side of the culvert. The widening of the

Acceptance of Public Right-of-Way Easement Deed  
Society for the Protection of NH Forests  
Portsmouth Street  
July 17, 2018  
Page 2 of 2

culvert to accommodate the sidewalk resulted in a small portion of the culvert, wooden fence and drainage swale to extend beyond the City's existing road right of way. The SPNHF agreed to grant the City a highway and utility right of way easement at no cost to the City for adding the sidewalk to the project.

Staff has been working with the Society to finalize the easement deed so that it is acceptable to both parties. Therefore, staff recommends that the City Manager be authorized to accept the easement deed from Society for the Protection of New Hampshire Forests, and have it recorded at the Merrimack County Registry of Deeds.

Cc: Paul E. Gendron, LLS, City Surveyor  
Martha L. Drukker, Associate City Engineer  
Bryant Anderson, PE, Associate City Engineer